

RECEIVED

FEB 7 1977

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

Department of Water Resources
Northern District Office

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of two....issues, the first publication being on the 27th day of January., 19.77. and the last on the 3rd...day of.....February, 19.77.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

JoJane Hammes

Subscribed and sworn to before me this 4th..... day of .January..., 1977...

Ora Lyon
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

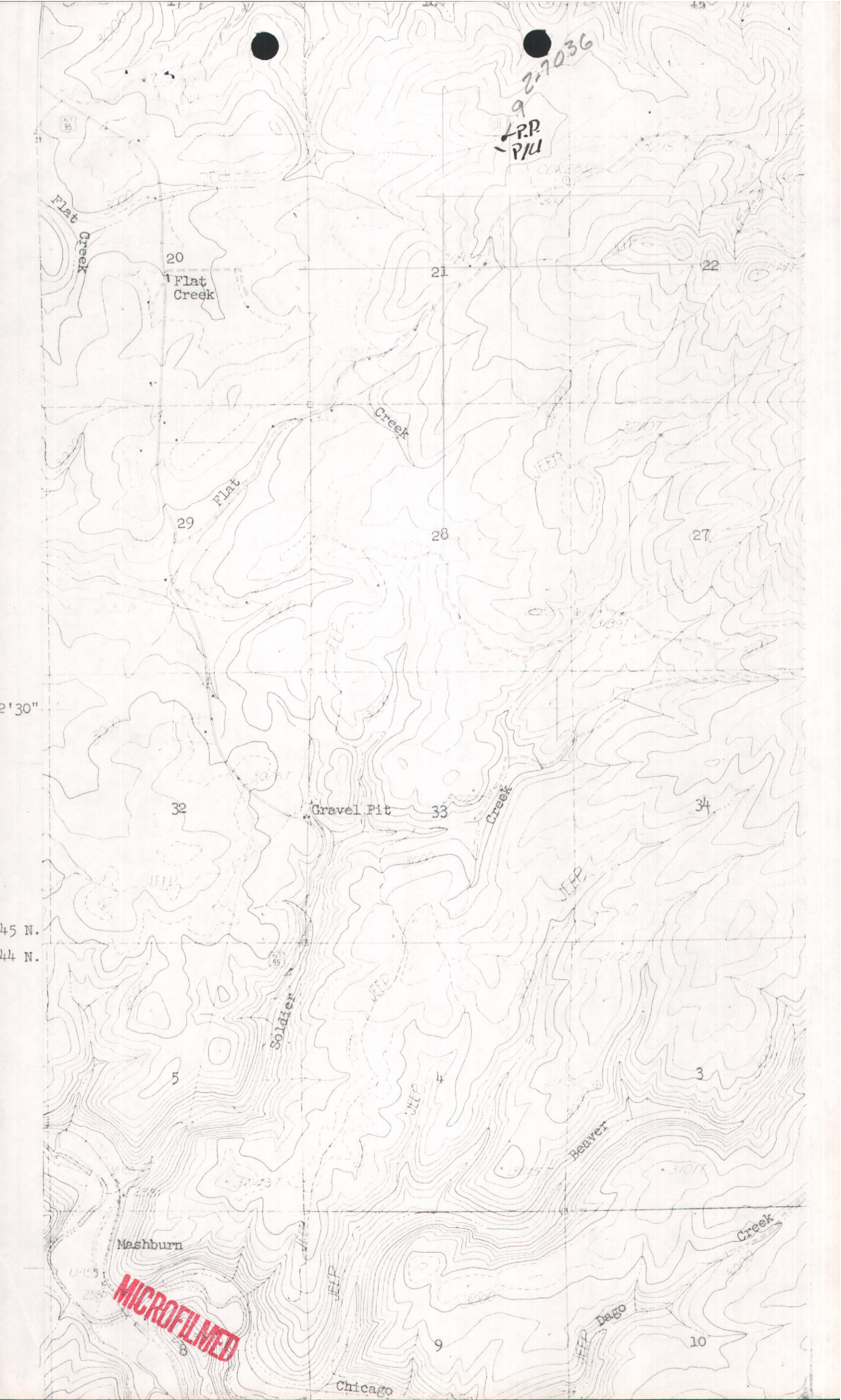
Notice is hereby given that Regina M. Gormley, Route 4, Box 102-A, St. Maries, Idaho has on January 21, 1977 submitted Application No. 92-7036 for a permit to appropriate 0.09 cubic feet per second of water from Jones Creek, tributary of Thorn Creek by means of pipeline within the NW¼NE¼, Sec. 21, T. 45N, R. 1 W.B.M., Benewah County to be used from Jan. 1 to Dec. 31 for stockwater (0.05 cfs) and domestic purposes (0.01 cfs); and from May 1 to Sept. 31 for the irrigation of 1.5 acres (0.03 cfs) within the NW¼NE¼, Sec. 21, T. 45N, R. 1 W.B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before February 14, 1977.

R. KEITH HIGGINSON
Director

Published in the St. Maries Gazette Record, St. Maries, Idaho on Jan. 27 and Feb. 3, 1977.
No. 4691 — Jan. 27 - Feb. 3

MICROFILMED



State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 92-7036 Priority 1/21/1977 Amount .04 cfs

THIS IS TO CERTIFY, that Regina M. Gormley
of St. Maries, ID, has complied with the terms and conditions of Permit
No. 92-7036 issued pursuant to Application for Permit dated 1/21/1977,
and has submitted proof to the Department of Water Resources on 7/11/1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .04 cfs of water from Jones Creek,
tributary to Thorn Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>5/1</u> to <u>9/30</u>	at <u>.02</u> cfs and	<u>1.5</u> acre feet
Stockwater	from <u>1/1</u> to <u>12/31</u>	cfs and	<u>.2</u> acre feet
Domestic (1 unit)	from <u>1/1</u> to <u>12/31</u> (both dates inclusive)	at <u>.01</u> cfs and	<u>1.2</u> acre feet

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.9 acre feet per year, said waters to be diverted within the NWNE Sec. 21
T45N R1W in the County of Benewah

Description and location of place of use:

Twp.	Range	Sec.													Totals
			NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	
45N	1W	21													1

Total number of acres irrigated 1

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
November, 19 81.

MICROFILMED

Director

Identification No. 92-7036

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Regina M. Gormley Phone: _____
post office address Route 4, Box 102-A, St. Maries, Idaho 83861
2. Source of water supply *Jones Creek which is a tributary of Thorn Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 45N
Range 1W B.M. Benewah County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.05 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.01 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for Irrigation purpose from May 1 to Sept. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.09 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Gravity fed pipeline from stream
from property line to stock and gardens.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 45N
Range 1W B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 14 chickens, 3 goats.

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

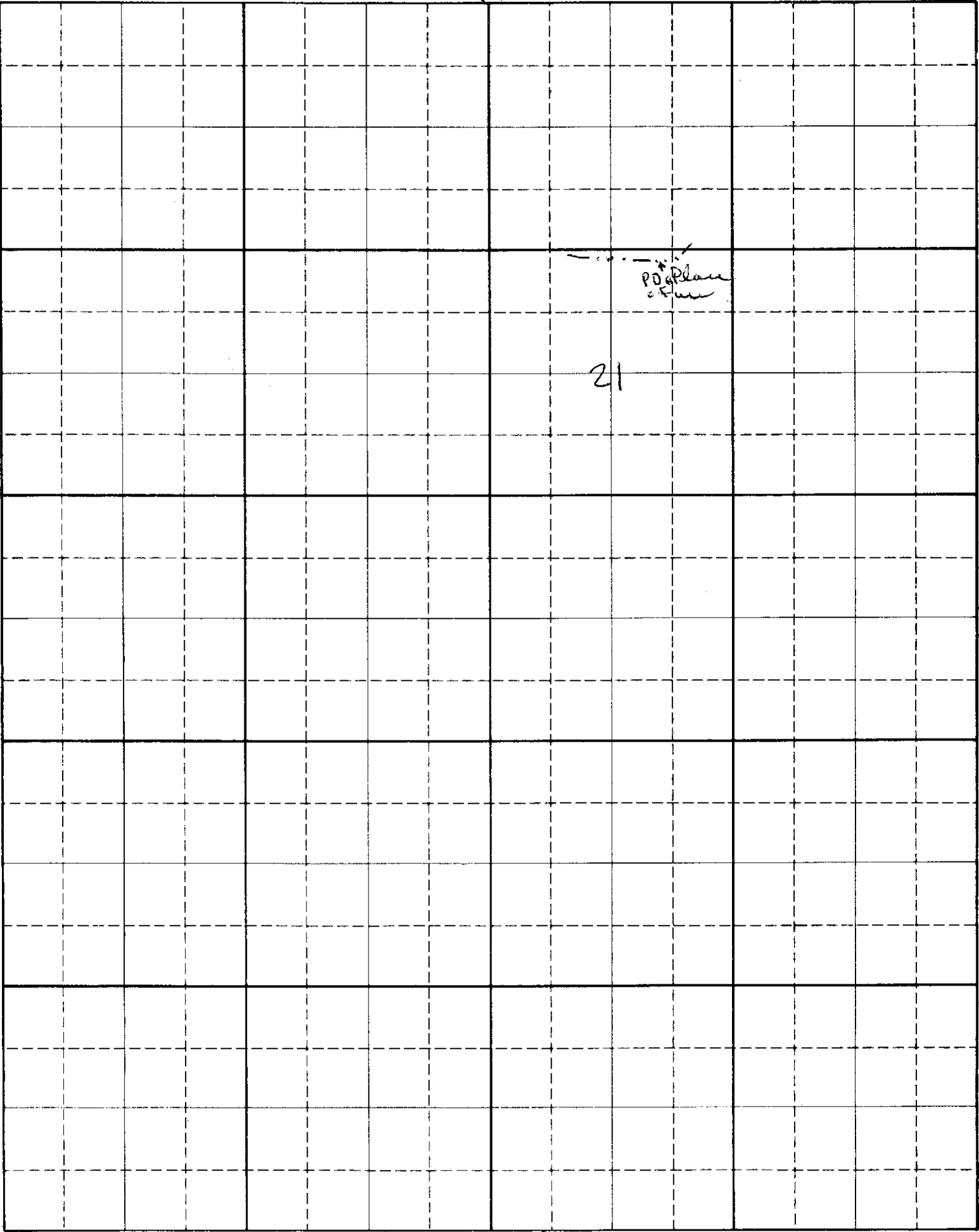
*SEE REMARKS

UNRECORDED

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R1W

T
45
N



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Regina M. Gormley
(Applicant)

Proposed Priority 1/21/77
Received by AK Date 1-21-77 Time 2:30 PM

Preliminary check by CP Fee \$ 10.00

Received by CP Date 1-21-77 (Rec. #4877)

Publication prepared by CP Date 1-21-77

Published in St. Marias Gazette Record

Publication dates 1-27 & 2-3-77

Publication approved CP Date 1-17-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 92-7036, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or

before April 1, 19 78.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 14 day of March 19 77.

[Signature]
Director

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County of Benewah, ss.

Department of Water Resources
Northern District Office

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JoJane Hammes

Subscribed and sworn to before me this 4th day of January, 1977...

Chris Lyon
Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Regina M. Gormley, Route 4, Box 102-A, St. Maries, Idaho has on January 21, 1977 submitted Application No. 702-7036 for a permit to appropriate 0.09 cubic feet per second of water from Jones Creek, tributary of Thorn Creek by means of pipeline within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 45N, R. 1 W, B.M., Benewah County to be used from Jan. 1 to Dec. 31 for stockwater (0.05 cfs) and domestic purposes (0.01 cfs); and from May 1 to Sept. 31 for the irrigation of 1.5 acres (0.03 cfs) within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 45N, R. 1 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before February 14, 1977.

R. KEITH HIGGINSON
Director

Published in the St. Maries Gazette Record, St. Maries, Idaho on Jan. 27 and Feb. 3, 1977.
No. 4691 - Jan. 27 - Feb. 3



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 19, 1981

RE: Permit No. 92-7036

Regina M. Gormley
Route #4, Box 102-A
St. Maries, ID 83861

Dear Ms. Gormley:

Enclosed is a copy of the Water Right License issued on the above
referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 6, 1981

RE: Permit No. 92-7036

Regina M. Gormley
Route #4, Box 102-A
St. Maries, ID 83861

Dear Ms. Gormley:

A representative of this Department has made an examination of the works covered by your Permit No. 92-7036, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: Jones Creek

The maximum quantity diverted shall not exceed 2.9 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 45N, Rge. 1W, Benewah County

Beneficial use: Stockwater, Domestic (1 unit), and irrigation purposes (1 acre) within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, Twp. 45N, Rge. 1W

Priority date established: January 21, 1977

Conditions (if any):

If you do not concur with these findings please contact us within 10 days; otherwise a water license will be issued as set forth above.

Sincerely,

MICROFILMED
JIM JOHNSON
Water Distribution Supervisor

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

JUL 29 1981

Department of Water Resources

92-7036

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made:			
(List Telephone No. used)			
☐ Appointment scheduled for:			
(Date, time, location)			

EXAMINATION

Date 7-16-81 Accompanied by -Neiber Total Q measured -
If source is surface water, estimate total flow of source -
Methods of measurement EAT ✓ Meets Permit requirements? yes

Measurement calculations:

Stock 6.02 - 3 goats & chickens
Domestic one home
for 1/2 acre lawn & garden

Domestic Allow. 01 AS per permit $V = 1 \text{ unit} \times 1.2 = 1.2$

[illegible]

System Description Pipe in stream then gravity flow to place of use

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = 3.0 AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Irrigation	0.02 ✓	1.5 ✓	5-1	9-31
Domestic	0.01 ✓	1.2 ✓	1-1	12-31
stock	0.01 ✓	0.2 ✓	1-1	12-31
Total	0.04 ✓	2.9 ✓		

Remarks Sunbather-Neiber showed system ✓

10 Overlapping rights

MICROFILMED

2-7036
9
L.P.P.
P/U

Flat
Creek

20
Flat
Creek

21

22

Creek

Flat

29

28

27

2'30"

32

Gravel Pit

33

Creek

34

45 N.

44 N.

Soldier

5

4

3

Mashburn

MICROFILMED

Chicago

Beaver

Creek

Dago

10

9

June 4, 1979

Dear Sirs:

Re: Water Permit #92-7036

Our water permit has never been
finalized that we know of. The
examination which was promised
in both the summers of 1977 and
1978 was never made.

Our water system has been in place
and functioning since mid-1977.

We would like our permit to be
finalized, as a neighbor is threatening
to divert the water to his own uses.
A prompt response would be appreciated.
Thank you very much

Yours truly

Regina Gormley
Regina Gormley
Rt 4 Box 162
St. Maries
Id. 83861

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RECEIVED

92-7036

September 1, 1977

Re: Application for Permit # 92-7036

Ms. Regina M. Gormley
Rt. 4, Box 102A
St. Maries, ID 83861

Dear Ms. Gormley:

The permit issued to you by this Department will remain in effect until the final examination is made. I am unable at this time to inform you as to when I may be able to conduct the examination. It appears that it will probably not be made until the summer of 1978.

If this office can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resources Agent

TK/sdw

Enclosure

11/10/77

34

August 30, 1977

Re: Identification # 92-7036

Dear Sirs

I have been issued a water rights permit but have not yet had the ~~on~~ on-sight inspection to make the permit final. Within a month and a half my land will be inaccessible due to winter mud and snow conditions.

I'm sure you are very busy but please make every effort to make the final on-sight inspection before winter arrives here.

Yours Truly

Regina M. Gormley
Rt 4 Box 102A
St. Marys, Id. 83861

RECEIVED
SEP 1 1977

Department of Water Resources
Northern District Office

MICROFILMED

August 11, 1978

RE: Permit No. 92-7036

Gina Gormlery
Rt 4 Box 102A
St Maries, Id 83861

Dear Mr Gormlery,

I am afraid I am not certain when I can conduct the examination of your water system. The permit, however, remains valid until time permits me to do the examinations within your area.

If we may be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

RE: Application for
Permit #
92-7036

Rt 4 Box 102A
St. Maries, Id. 83861
July 21, 1978

Tom King
Idaho State
Dept of Water Resources
Coeur D'Alene, Id.

Dear Mr. King:

I would like to know when
you are coming out to look
at my stream + gardens, chickens,
etc as it seems like you
should come out this summer.

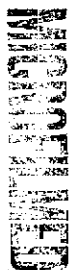
Yours truly,

Gina Jormley

RECEIVED

JUL 26 1978

Department of Water Resources
Bozeman Regional Office



July 25, 1977

Re: Permit No. 92-7036

Regina M. Gormley
Route 4, Box 102A
St. Maries, Idaho 83861

Dear Ms. Gormley:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

Identification No. _____

Permit No. 92-7036

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources *OK*

1. a) Name of Permit Holder Regina M. Gormley
b) Post Office Address Box 102A St. Maries, Idaho 83861
2. Permit Number 92-7036
3. Date of Priority that you are prepared to establish 1-21-77
4. a) Source from which water was appropriated unnamed intermittent stream
b) Location of the point of diversion: NW 1/4 NE 1/4, Section 21
Township 45 N, Range 1 W Boise Meridian, Other points of diversion: NONE
5. a) The amount of water and use to which the water has been applied:
Amount .005 for stockwater purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount .002 for domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount .004 for irrigation purposes from May 1 to Sept 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .011 cfs cfs and/or acre-feet per annum (5 gal/min)
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: by William London (PO Box 4 St. Maries) using five gallon bucket and stopwatch
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
not applicable pipe all on Gormley property
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) gravity-fed pipe to stock and gardens.
b) Describe the type and size of measuring device which you have installed at your point of diversion: none
c) Give well driller's name and address and the date the well was completed: none
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
watering stock, bathing (after solar heating)

Exam typed 7/21/77 by J

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

total of 3/4 acre

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
45	1/2	21		¾															

Total number of acres irrigated 3/4

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

5/19/77

(Date)

Regina M. Gormley

(Signature)

State of IDAHO)

County of BENICWASH) ss.

On this 19th day of May, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Richard Klunchoz

Notary Public residing at ST MARIES

My commission expires 7/18/78

March 21, 1977

Re: Permit No. 92-7036

Regina M. Gormley
Route #4, Box 102-A
St. Maries, ID 83861

Dear Ms. Gormley:

Enclosed is a copy of your approved Application for Permit No. 92-7036. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 92-7034 (CORMLEY)

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) CP 1/21

In form to receipt

(2) _____

Send Copies to:

☒ Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) _____

☒ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
☒ Request Information from Applicant

(4) CP 1/21

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: No Subd review

(11) CP 2/7

Affidavit of Publication received(date) FEB. 7, 1977

(12) CP 1/21

Final date for protests FEBRUARY 14, 1977

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

Proposed Priority 1-21-77

Reason for Reduction _____

Measuring device required _____

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Northern

By Bob Haynes

Date 2-15-77

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

January 21, 1977

Re: Application No. 92-7036 - Regina M. Gormley

St. Maries Gazette Record
P.O. Box 367
St. Maries, ID 83861

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

MICROFILMED

Bill: 2-7-77.4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Regina M. Gormley,
Route 4, Box 102-A, St. Maries, Idaho
has on January 21, 1977 submitted Application No. 92-7036
for a permit to appropriate 0.09 cubic feet per second ~~and cubic feet per second~~
of water from Jones Creek, tributary of Thorn Creek
by means of pipeline
within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 45N, R. 1W, B.M., Benewah County
to be used from Jan. 1 to Dec. 31 for stockwater (0.05 cfs) and domestic
for purposes (0.01 cfs); and from May 1 to Sept. 31 for the irrigation of
1.5 acres (0.03 cfs)
within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 45N, R. 1W, B.M.

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